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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/815,277	03/23/2001	Gholam A. Peyman	41441	4578
1609	7590	06/03/2004	EXAMINER	
ROYLANCE, ABRAMS, BERDO & GOODMAN, L.L.P. 1300 19TH STREET, N.W. SUITE 600 WASHINGTON, DC 20036			SHAY, DAVID M	
		ART UNIT	PAPER NUMBER	
			3739	

DATE MAILED: 06/03/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER NUMBER
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DATE MAILED:

THE PERIOD FOR REPLY.

ADVISORY ACTION

a) will expire 6 months from the date of the final Office action (including extensions of time granted).
b) expires either (1) three months from the mail date of the final Office action, or (2) on the mail date of this Advisory Action, whichever is later. In no event, however, will the statutory period for reply expire later than six months from the mail date of the final Office action.

tensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply finally set in the final Office action; or (2) as set forth in (b) above.

Appellant's Brief is due in accordance with 37 CFR 1.182(a).

Applicant's reply to the final rejection, filed May 3, 2004, has been considered with the following effect, but it is not deemed to place the application in condition for allowance.

The proposed amendment to the claim and/or specifications will not be entered and the final rejection stands because:

- There is no convincing showing under 37 CFR 1.116(b) why the proposed amendment is necessary and was not earlier presented.
- They raise new issues that would require further consideration and/or search. (See Note).
- They raise the issue of new matter. (See Note).
- They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal.
- They present additional claims without cancelling a corresponding number of finally rejected claims.

)TE:

Newly proposed or amended claim _____ would be allowed if submitted in a separately filed amendment cancelling the non-allowable claims _____

Upon the filing of an appeal, the proposed amendment will be entered will not be entered and the status of the claims
will be as follows:

Claim allowed: None

Claims objected to: None

Claims rejected: 1-15, 13-24, 23 + 31 = 35

however.

pplicant's reply has overcome the following rejections:

1 The affidavit, exhibit or request for reconsideration has been considered but does not overcome the rejection because ~~regarding 6.22(i) the paragraphs (A)-(D) are suggestive ("the examiner should...") not requirements ("the examiner must..."), requirements (A), (C), and (D) are substantially met. Applicant was not given the differences and the ~~clear and~~ clear and ~~adequate~~ responses in inquiry should have been made in response to the action presented.~~ The affidavit or exhibit will not be considered because applicant has not shown good and sufficient reasons why it was not earlier presented.

The proposed drawing correction has has not been accepted.

Other Regarding claim 20. Stemoplectus lacks forming a very big apex but as obviously clear difficult may obtain further examination by submitting the 112 second amendments reference or make allowable as in original specification difference has been demonstrated between the structures either in the specification or by other means

DAVID M. SHAY
PRIMARY EXAMINER
2001ME